



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bolt, et al.)
Serial No: 10/072,527) Art Unit
Filed: February 5, 2002) 3654
For: STORAGE SYSTEM UTILIZING AN ACTIVE)
SUBSET OF DRIVES DURING DATA)
STORAGE AND RETRIEVAL OPERATIONS)
Examiner: Verbrugge, Kevin)
Attorney Docket: Q02-1037-US1 / 11198.82)

AMENDMENT AND RESPONSE TO OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600

Sir:

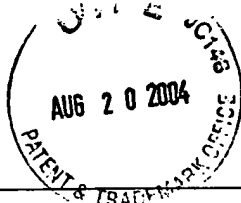
This amendment and response is to the Office Action dated May 20, 2004, having a shortened statutory period for response set to expire on August 20, 2004. This amendment and response is timely filed within the three month period for response. Please amend the above-captioned patent application as set forth below:

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class, postage prepaid mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this the 17th day of August, 2004.

JAMES P. BRODER, Attorney for Applicant—Registration No. 43,514

41



Rev. 10/1/03

3654

AMENDMENT TRANSMITTAL LETTER			Attorney Docket Q02-1037-US1 / 11198.82	
Application Serial Number:	Filing Date:	Examiner:	Group Art Unit:	
10/072,527	February 5, 2002	Kevin Verbrugge	3654	

Invention: STORAGE SYSTEM UTILIZING AN ACTIVE SUBSET OF DRIVES DURING DATA STORAGE AND RETRIEVAL OPERATIONS

TO THE COMMISSIONER OF PATENT AND TRADEMARKS:

Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	38	MINUS	38	0	\$18	\$0
INDEP. CLAIMS	4	MINUS	4	0	\$86	\$0

___ Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of _____ to and through _____, comprising an extension of the shortened statutory period of:

___ one month (\$110) ___ three months (\$950)
 ___ two months (\$420) ___ four months (\$1,480)

TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$0
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___ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

___ A check in the amount of \$ _____ [which includes \$ _____ for the _____] is enclosed.

☒ The commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1141, pertaining to 1) any filing fees under 37 CFR 1.16 for the presentation of extra claims; 2) any patent application processing fees under 37 CFR 1.17.

☒ Any additional extension of time required for the timely submission of this paper, the fees for which have not been previously paid, is hereby petitioned for and requested.

8/17/04

Date

James P. Broder, Reg. No. 43,514

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CERTIFICATE OF MAILING: I hereby certify that this correspondence and all correspondence identified as accompanying this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this the 17th day of August, 2004.

James P. Broder, Reg. No. 43,514